

**NEW JERSEY DEPARTMENT OF BANKING AND INSURANCE  
REVIEW REQUIREMENTS  
FARMOWNERS**

<b>REVIEW REQUIREMENTS</b>	<b>REFERENCE</b>	<b>COMMENTS</b>
<b>FORMS</b>		
<b>APPLICATIONS</b>		
Fraud Warning Required	N.J.A.C. 11:16	All applications for insurance shall prominently and clearly contain the following statement: "Any person who includes any false or misleading information on an application for an insurance policy is subject to criminal and civil penalties."
<b>ARBITRATION</b>		
Binding	N.J.S.A. 17:36-5.20	Binding for Physical Damage Losses.
<b>CANCELLATION &amp; NONRENEWAL</b>		
Cancellation by the insured	N.J.S.A. 17:36-5.20	Can be cancelled for any reason and return premium on a pro-rata basis.
Cancellation by the company	N.J.A.C. 11:1-20.2 & 20.4	Nonpayment of premium and moral hazard require a ten day notice prior to effective date of termination; Other reasons require at least 30 days notice but not more than 120 days.
Nonrenewal	N.J.A.C. 11:1-20.2 & 20.4	30 days notice but not more than 120 days.
<b>FILING STANDARDS</b>		
30 Day Deemer Provision	N.J.S.A. 17:29AA - 6 and N.J.A.C. 11:13 - 2.1	Policy forms must be filed for approval with the Commissioner at least 30 days prior to becoming effective.
Deregulated Forms	N.J.S.A. 17:29AA - 3 and N.J.A.C. 11:13	Policy forms for the following lines are not required to be filed: ocean marine, commercial inland marine, commercial excess liability, fidelity & surety, boiler & machinery and items identified on the Commissioner's exportable and special risk lists.
<b>POLICY PROVISIONS</b>		
165 Line Fire Policy	N.J.S.A. 17:36-5.20	Fire policies must provide coverage as broad as that contained in the Standard Provisions (165 Lines)
Required Policy Statements and Other Data	N.J.S.A. 17:36-5.15 and 17:36-5.18	Every fire policy must contain required statements such as (1) Name of Insurer(s); (2) location of Home Office; (3) whether Insurer is stock, mutual, reciprocal or Lloyd's underwriters; and (4) if mutual special regulation regard assessments. The policy must contain the facsimile signature of the president and secretary of the insurer.
When Loss Payable	N.J.S.A. 17:36 - 5.20	Loss shall be payable 30 days after proof of loss.
<b>LIABILITY LIMITS</b>		
Aggregate Limits	Unpublished requirement	Commercial policy must contain a statement in 14 point universal bold print indicating policy is subject to a general aggregate limit.

Defense Costs Within Limits	N.J.A.C. 11:13-7.3(a)	Defense costs, including prejudgment and postjudgment interests, are not permitted within the liability limit and must be a supplementary payment in addition to the liability limit.
Hired & Non-Owned Auto	N.J.S.A. 39:6B	Must provide pollution coverage of at least statutory limits
<b>EXCLUSIONS</b>		
Absolute Pollution Exclusion	Bulletin #86-1	Permitted, but must comply with Bulletin #86-1.
Fungi/Mold	Bulletin 02-14	Permitted but must comply with Bulletin
Lead Paint	N.J.A.C. 11:13-7.4	Must comply with regulation
Named Excluded Driver	N.J.A.C. 3-13.5	Only permitted for comprehensive and collision coverages
Terrorism	Bulletin 02-02	Permitted but must comply with Bulletin
Sexual Molestation	Unpublished requirement	Permitted only if an optional buy back coverage is offered. The rates for the buy back must be submitted with justification.
Unfair Policy Forms	N.J.S.A. 17:29AA-6; 17:29AA-11 & N.J.A.C. 11:13-7.2	Policy Forms Standards that prohibits forms which are unfair, inequitable, misleading or contrary to law or produce rates that are excessive, inadequate or unfairly discriminatory.

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<b>RATES &amp; RULES</b>		
<b>PRICING</b>		
Rating Standards	N.J.S.A. 17:29A7	Rates shall not be excessive, inadequate or unfairly discriminatory
Rates/Rules	N.J.S.A. 17:29A-6 & 17:29A-7	An insurer may itself established rates and supplementary rate information or may use rates prepared by a rating organization of which it is a member.
Loss Costs Procedures	N.J.A.C. 11:13-8	Lost Cost filings must be filed in accordance with the Prospective Loss Cost Procedures.
Commercial Rating Plans	N.J.A.C. 11:13 - 6.5	All rating plans must comply by providing a maximum credit or debit of +/-25% from base rates for a single policy. Not applicable to experience, retrospective rating or expense modifications plans.
<b>FILING STANDARDS</b>		
Use and File	N.J.S.A. 17:29AA - 5 & N.J.A.C. 11:13 - 2.1	Requires all rates and supplementary rate (rules) information to be filed not later than 30 days after becoming effective.

Deregulated - Rates/Rules	"Exportable List" N.J.S.A. 17:29AA - 3 & N.J.A.C. 11:13	Policy rates/rules for the following lines are not required to be filed: ocean marine, commercial inland marine, commercial excess liability, fidelity & surety, boiler & machinery and items identified on the Commissioner's exportable list.
	"Special Risk List" N.J.S.A. 17:29AA - 12 & N.J.A.C. 11:13-4.1	Rates which are excepted from a bureau manual that are "a" rated, "refer to company" or "submit to company"; risks which produce a minimum annual premium in excess of \$10,000 of which the rates and rules are deregulated but the policy forms must be submitted for review; or designated as a special risk exception on the List of Special Risks list.
<b>GENERAL FILING REFERENCES</b>		
Excess Rate Filings	N.J.S.A. 17:29A-7.1	Excess Rate Consent Filings are permissible for those individual risks that have unique characteristics that are not contemplated by the company when developing the rate for the average risk in that class.
Statistical Reporting	N.J.S.A. 17:29A-6	Insurer must report statistical information to a statistical agent